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currence in wasterace, from natural causes, of cave or sink causing water diverted from tailrace to disappear, and depriving lower riparian owners from use thereof, did not deprive millowners of right to divert the water; the occurrence of cave or sink being act of God and not the fault of such owners.

[Ed. Note.—For other cases, see 9 Va.-W. Va. Enc. Dig. 805.]

Appeal from Circuit Court, Giles County.

Action by James Hoge and others against J. M. Kirk and others. Judgment for plaintiffs, and defendants appeal. Reversed.

Williams & Farrier, of Pearisburg, for appellees.

W. B. Snidow, of Pearisburg, for appellants.

McCORMICK *v.* McCORMICK.

Nov. 14, 1918.

[97 S. E. 305.]

Appeal from Circuit Court, Rockbridge County.

Suit by Fay L. McCormick against W. C. McCormick for divorce, with cross-bill by defendant. Decree for defendant on his cross-bill, and plaintiff appeals. Affirmed.

Hugh A. White, of Lexington, and *C. C. Berkeley*, of Newport News, for appellant.

Timberlake & Nelson, of Staunton, for appellee

*For other cases see same topic and KEY-NUMBER in all Key-Numbered Digests and Indexes.